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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/806,229	03/23/2004	Kenta Kojima	250624US3X	9660
22850 7590 09/08/2008 OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314				
			EXAMINER LAUX, JESSICA L	
			ART UNIT 3635	PAPER NUMBER
			NOTIFICATION DATE 09/08/2008	DELIVERY MODE ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

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OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C.  
1940 DUKE STREET  
ALEXANDRIA VA 22314

In re application of  
Kenta Kojima, et al.  
Application No. 10/806,229  
Filed: March 23, 2004  
For: **FLOOR STRUCTURE OF  
CONSTRUCTION MACHINE AND  
METHOD OF ASSEMBLING THE SAME**  
DOCKET NO: 250624US3X

**DECISION ON PETITION  
UNDER 37 CFR § 1.181**

This is a decision on the petition, filed January 24, 2008, under 37 CFR §1.181, invoking supervisory authority to require the Examiner to consider Japanese publication 2003-49452 cited in the Information Disclosure Statement filed on November 12, 2004. Petitioner requests the issuance of another Office action, which fully considers the Japanese publication 2003-49452 cited in the Information Disclosure Statement filed on November 12, 2004.

The petition is **DISMISSED as moot**.

A review of the file record reveals that a Supplemental Notice of Allowability was mailed on February 8, 2008, which included a notification that Japanese publication 2003-49452 had been considered.

**SUMMARY: PETITION DISMISSED**

Any questions regarding this letter should be directed to Richard Chilcot at (571) 272-6777.

Kathy Matecki, Director  
Patent Technology Center 3600  
(571) 272-5250

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